

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – TENTH MEETING

THURSDAY, SEPTEMBER 9, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Emergency Proclamation Related to the COVID-19 Response issued by Governor David Ige on August 5, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-09, effective July 8, 2021, as amended by Emergency Order No. 2021-10, effective August 23, 2021. In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://us06web.zoom.us/j/84099790712>; by dialing 1-408-638-0968, entering the meeting ID#: 840 9979 0712#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to “mute” your device’s microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

PUBLIC HEARINGS:

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| 1. Trans. Appl. No. 21-23117 from SDB Enterprise LLC, dba Bourbon Street Restaurant & Bar | For the transfer of the business and Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing) of New Image Hawaii Inc., dba The Mandalay, 1055 Alakea Street, and for a change of trade name to Bourbon Street Restaurant & Bar (R0763) (Prelim. Hrg. 8/19/21) |
| 2. Appl. No. 21-22471 from Pint Size Hawaii Manager LLC, dba Pint Size Hawaii, 99-1287 Waiua Place, Aiea | For a Wholesale General license (Prelim. Hrg. 6/24/21)

(Continued from August 19, 2021; public hearing kept open) |
| 3. Appl. No. 21-22937 from Himakana Inc., dba Himakana Inc., 2688 Kilihau Street, #E | For a Wholesale General license (Prelim. Hrg. 7/15/21) |

LICENSE APPLICATIONS:

Special License Applications:

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| 4. Appls. No. 22-23701-1, 22-23701-2, 22-23701-3, 22-23701-4, 22-23701-5, 22-23701-6, 22-23701-7, 22-23701-8, 22-23701-9, 22-23701-10, and 22-23701-11 from 17A Productions, LLC, dba Nightmare, 1450 Ala Moana Boulevard, Space 3860 (R1391) | For Special General licenses from 11:00 a.m. to 12:00 a.m. (daily) on the following days: (total of 33 days)

1) September 29 and 30, 2021 and October 1, 2021;
2) October 2, 3, and 4, 2021;
3) October 5, 6, and 7, 2021;
4) October 8, 9, and 10, 2021;
5) October 11, 12, and 13, 2021;
6) October 14, 15, and 16, 2021;
7) October 17, 18, and 19, 2021;
8) October 20, 21, and 22, 2021;
9) October 23, 24, and 25, 2021;
10) October 26, 27, and 28, 2021;
and;
11) October 29, 30, and 31, 2021 |
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LICENSE APPLICATIONS: (CONT.)

Special License Applications: (Cont.)

5. Appl. No. 22-23749 from
Bamboo Catering Inc., dba
Bamboo Catering,
94-428 Mokuola Street,
Waipahu

For a Special General license from
5:30 p.m. to 10:30 p.m. on Friday,
December 17, 2021

(Christmas Party)

PRELIMINARY HEARING:

6. Appl. No. 22-23687 from
Hwangjae Corporation,
dba Hwangjae
Corporation,
1726 Kapiolani
Boulevard, Suite 103

For a Retail General license

LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

7. Appl. No. 22-23688 from
Hwangjae Corporation,
dba Hwangjae Corporation

For a [Stand-Alone] Temporary
Retail General license at
1726 Kapiolani Boulevard, Suite 103,
the former site of Mas Liquor &
Tobacco (D0997)

REQUESTS:

8. Request No. 22-23784
from El Mariachi Mexican
Restaurant, Ltd., dba
El Mariachi Restaurant,
Restaurant General
license (Category No. 2 –
Live Entertainment or
Recorded Music and
Dancing), 590 Farrington
Highway, #531, Kapolei
(R1112)

Requesting approval, for an
additional 30 days, to submit its Tax
Clearance after the August 2, 2021
deadline, pursuant to
Rule 3-82-31.4(b)

(Prior request for 30-day extension
approved on August 5, 2021)

REQUESTS: (CONT.)

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| 9. Request No. 22-23790
from Moanalua Golf Club,
dba Moanalua Golf Club,
Club General license
(Category No. 2 – Live
Entertainment or
Recorded Music and
Dancing), 1250 Ala Aolani
Street (F0010) | Requesting approval to file its Liquor
License Renewal Application for
fiscal year 2021-2022 after the
June 30, 2021 deadline, pursuant to
Rule 3-82-31.4(b) |
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OTHER BUSINESS:

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| 10. Request No. 22-23795
from Silvio Chiba on behalf
of Kava Partners | Requesting waiver of Rule 3-82-
32.1(a) requiring a temporary
license application be filed within
five (5) working days of the
cancellation of the previous license
or the closing of the business

(Premises at 2460 Koa Avenue;
former site of Collection Wine Bar) |
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ADOPTION OF FINDINGS OF FACT/DECISION AND ORDER:

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| 11. Da Crawfish and
Crab Shack
(LCV 20-0319)
(R1167) | For adoption of Findings of Fact,
Conclusions of Law, Decision and
Order |
| 12. Cindy's Place
(LCV 21-0088)
(E1297) | For adoption of Decision and Order |
| 13. Cindy's Place
(LCV 21-0189)
(E1297) | do. |
| 14. The Equus Hotel
(LCV 21-0020)
(L0063) | do. |
| 15. Kalapawai Café
& Deli – Kapolei
(LCV 21-0073)
(R1189) | do. |

ADOPTION OF DECISION AND ORDER: (CONT.)

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| 16. | Kona Brewery LLC
(LCV 21-0076)
(R0688) | For adoption of Decision and Order |
| 17. | The Surfjack
(LCV 21-0032)
(L0058) | do. |
| 18. | Sushi Ginza Onodera
(LCV 21-0089)
(R0825) | do. |
| 19. | Waipahu Lounge
(LCV 21-0085)
(E1026) | do. |

ADJUDICATION HEARINGS:

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| 20. | Aloha Kitchen, Inc.
(nka Aloha Kitchen)
(LCV 19-0328)
(R1103) | Licensee failed to apply for and secure approval from the Commission, prior to the date of conversion (Violation of Section 281-41(k), HRS) (Date of violation: On or about June 8, 2018, and/or during the period between June 8, 2018 and April 18, 2019) |
| 21. | Aloha Kitchen, Inc.
(nka Aloha Kitchen)
(LCV 19-0332)
(R1103) | Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about September 12, 2019) |

ADJUDICATION HEARINGS: (CONT.)

22. Buho Cocina Y Cantina
(LCV 21-0217)
(R1075)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-06 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about May 28, 2021)
23. Dave & Buster's
(LCV 21-0213)
(R0613)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-06 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about June 2, 2021)
24. Livestock Tavern/
The Tchin Tchin! Bar
(LCV 21-0229)
(R1085)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-08 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about June 26, 2021)

ADJUDICATION HEARINGS: (CONT.)

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| 25. Kahuna Distribution
(nka Pint Size Hawaii)
(LCV 19-0233)
(C0120) | Licensee made physical alterations within its licensed premises without the prior written approval of the Commission (Violation of Rule 3-83-62(a)) (Date of violation: On or about June 20, 2019) |
| 26. Sala Thai
(LCV 20-0322)
(E0157) | Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way, including but not limited to, the sounding of alarms, flashing of lights or use of a public address system or other advance warning announcing the arrival of Commission investigators (Violation of Rule 3-84-79.1) (Date of violation: On or about December 23, 2020) |
| 27. Sala Thai
(LCV 21-0211)
(E0157) | <div style="display: flex; justify-content: space-between;"><div style="width: 40px; text-align: center;">(1)</div><div>Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-06 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about May 30, 2021)</div></div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"><div style="width: 40px; text-align: center;">(2)</div><div>Licensee utilized an electronic or otherwise recorded payroll registration for the purpose of keeping employee time cards or other adequate records without first obtaining the Administrator's approval (Violation of Rule 3-82-38.4(c)) (Date of violation: On or about May 30, 2021)</div></div> |

ADJUDICATION HEARINGS: (CONT.)

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| 28. Sky Lounge
(LCV 21-0016)
(E0671) | Licensee failed to have a duly registered manager in active charge of the licensed premises during the time the establishment is open for business and licensed to sell or serve liquor (Violation of Rule 3-82-38.9(a)) (Date of violation: On or about December 26, 2020) |
| 29. Sky Lounge
(LCV 21-0228)
(E0671) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2021-08 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about June 27, 2021) |
| 30. Club Hot Ash
(LCV 20-0227)
(E1521) | (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 29, 2020) |

ADJUDICATION HEARINGS: (CONT.)

Club Hot Ash
(LCV 20-0227)
(E1521)
(Cont.)

- (2) Licensee failed to make time record entries at the time its employee reported on duty and again when the employee went off duty (Violation of Rule 3-82-38.4(b)) (Date of violation: On or about September 29, 2020)

(Continued from January 21, 2021)

[History: 12/17/20, 1/21/21]

31. Club Hot Ash
(LCV 20-0248)
(E1521)

- (1) Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violating the terms of the Office of the Mayor of the City and County of Honolulu Emergency Order No. 2020-27 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about October 11, 2020)

- (2) Licensee allowed the obstruction, hampering, or interfering with investigations or Commission operations in any way (Violation of Rule 3-84-79.1) (Date of violation: On or about October 17, 2020)

(Continued from January 21, 2021)

[History: 12/17/20, 1/21/21]

OTHER BUSINESS: (CONT.)

32. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.